



EXPRESS MAIL NO. 514780486US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:  
Melvyn LITTLE, *et. al.*

Application No.: 09/424,705

Filed: November 23, 1999

For: **MUTATED OKT3 ANTIBODY**

Art Unit: Not Assigned

Examiner: Not Assigned

Attorney's Docket No: 35280047US00

**TRANSMITTAL LETTER FOR NOTIFICATION OF MISSING REQUIREMENTS****BOX: MISSING PART**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In complete response to the Notification of Missing Requirements Under 35 U.S.C. 371 dated February 3, 2000, enclosed please find:

- [1] Petition for One Month Extension of Time;
- [2] Check #3182 for \$55.00 for One Month Extension of Time;
- [3] Combined Declaration and Power of Attorney for Patent Application ;
- [4] Form PCT/DO/EO/905;
- [5] Check #3183 for \$65.00 for Missing Requirements;
- [6] Verified Statement Claiming Small Entity Status—Nonprofit Organization; and
- [7] Return post card.

Although Item #6 is not required, the Verified Statement Claiming Small Entity Status is filed herewith so that the change of status to small entity will be made for this matter.

The Commissioner is hereby authorized to charge any appropriate fees, under 37 C.F.R. §§1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 08-3038. This paper is submitted in duplicate.

Respectfully submitted,

  
Albert P. Halluin (Reg. No. 25,227)

04/03/2000 PVOLPE 00000040 09424705

01 FC:254  
02 FC:254

Date: March 25, 2000

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HOWREY &amp; SIMON



UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office

Address: ASSISTANT COMMISSIONER FOR PATENTS

Box PCT

Washington, D.C. 20231

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/424705	LITTLE M	35280047US00
INTERNATIONAL APPLICATION NO.		
PCT/DE98/01409		
I.A. FILING DATE	PRIORITY DATE	
22 MAY 98	23 MAY 97	
DATE MAILED: 03 FEB 2000		

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FEB 10 2000

HOWREY &amp; SIMON (M.P.)

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

- The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as
  - ☐ a Designated Office (37 CFR 1.494),
  - ☒ an Elected Office (37 CFR 1.495):
  - ☒ U.S. Basic National Fee.
  - ☒ Copy of the international application in:
    - ☒ a non-English language.
    - ☐ English.
  - ☒ Translation of the international application into English.
  - ☐ Oath or Declaration of inventors(s) for DO/EO/US.
  - ☐ Copy of Article 19 amendments.
  - ☐ Translation of Article 19 amendments into English.
  - ☒ The International Preliminary Examination Report in English and its Annexes, if any.
  - ☐ Translation of Annexes to the International Preliminary Examination Report into English.
  - ☐ Preliminary amendment(s) filed \_\_\_\_\_ and \_\_\_\_\_.
  - ☐ Information Disclosure Statement(s) filed \_\_\_\_\_ and \_\_\_\_\_.
  - ☐ Assignment document.
  - ☐ Power of Attorney and/or Change of Address.
  - ☐ Substitute specification filed \_\_\_\_\_.
  - ☐ Verified Statement Claiming Small Entity Status.
  - ☒ Priority Document.
  - ☒ Copy of the International Search Report ☒ and copies of the references cited therein.
  - ☐ Other:
- The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:
  - ☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
    - ☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
  - ☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
  - ☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
    - ☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
  - ☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).
- Additional claim fees of \$ \_\_\_\_\_ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

**ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

- Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note: processing fee will be required if submitted later than 30 months from the priority date.
- ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

***A copy of this notice MUST be returned with this response.***

Enclosed:

☐ PCT/DO/EO/917☐ Notice of Defective Translation☐ PTO-875

FORM PCT/DO/EO/905 (December 1997)

DOCKETED-VR

COTTMAN, DARRELL

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DOCKETED gdc 2.9.00

Response Due 3.3.00